



BellSouth Telecommunications, Inc. 615 214-6301
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333 Commerce Street
Nashville, Tennessee 37201-3300

Guy M. Hicks
General Counsel

November 1, 1999

REC'D TH
REGULATORY DIV.
NOV 1 PM 10 32
EXECUTIVE SECRETARY

VIA HAND DELIVERY

Mr. David Waddell, Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Re: *Consumer Advocate Division vs. BellSouth Telecommunications, Inc.*
Docket No. 99-00574

Dear Mr. Waddell:

Enclosed are the original and thirteen copies of the Answer of BellSouth Telecommunications, Inc. to Complaint, or Alternatively, Petition to Intervene and Petition of Injunctive Relief. Copies of the enclosed are being provided to counsel of record for all parties.

Very truly yours,



Guy M. Hicks

GMH/jem

Enclosure

FILE

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE**

CONSUMER ADVOCATE DIVISION)	
)	Docket No. 99-00574
vs.)	
)	Tariff 99-00574
BELLSOUTH TELECOMMUNICATIONS,)	
INC.)	

**ANSWER OF BELLSOUTH TELECOMMUNICATIONS, INC.
TO COMPLAINT, OR ALTERNATIVELY,
PETITION TO INTERVENE AND PETITION OF INJUNCTIVE RELIEF**

BellSouth Telecommunications, Inc. ("BellSouth") respectfully submits its Answer to the Consumer Advocate Division's ("CAD's") Complaint, or Alternatively, Petition to Intervene and Petition of Injunctive Relief ("Complaint") as follows:

1. BellSouth admits the allegations set forth in Paragraph 1 of the Complaint.
2. BellSouth admits the allegations set forth in Paragraph 2 of the Complaint.
3. BellSouth admits the allegations set forth in Paragraph 3 of the Complaint.
4. BellSouth admits that Tenn. Code Ann. § 65-5-208 says what it says, but denies that this statute prohibits BellSouth from implementing its proposed Tariff No. 99-00574.
5. BellSouth admits that in approving BellSouth's rates during the 1993 rate case, the former Tennessee Public Service Commission ("PSC") considered certain expenses BellSouth incurred in administering late payments as of that point in time. BellSouth denies that any such consideration by the PSC under rate base, rate-of-return regulation is relevant to the TRA's consideration of BellSouth's proposed Tariff No 99-00574 under an approved price regulation plan. BellSouth denies the remainder of the allegations set forth in Paragraph 5 of the Complaint.

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6. Paragraph 6 of the Complaint does not allege facts to which a response is required.

7. BellSouth denies the allegations set forth in Paragraph 7 of the Complaint .

8. BellSouth admits that on December 9, 1998, the TRA entered an Order approving BellSouth's application for a price regulation plan, and BellSouth admits that the Order says what it says.

9. BellSouth admits that on December 9, 1998, the TRA entered an Order approving BellSouth's application for a price regulation plan, and BellSouth admits that the Order says what it says.

10. BellSouth admits that Tenn. Code Ann. §§ 65-5-208 and 65-5-209 say what they say. BellSouth denies that either statute prohibits BellSouth from implementing its proposed Tariff No. 99-00574.

11. BellSouth admits that it filed Tariff No. 99-00574 on August 6, 1999 and that BellSouth sought an effective date of September 7, 1999. BellSouth denies the remainder of the allegations set forth in Paragraph 11 of the Complaint.

12. BellSouth admits that it filed Tariff No. 99-00574 on August 6, 1999 and that BellSouth sought an effective date of September 7, 1999. BellSouth denies the remainder of the allegations set forth in Paragraph 12 of the Complaint.

13. BellSouth admits that it filed Tariff No. 99-00574 on August 6, 1999, that BellSouth sought an effective date of September 7, 1999, and that the proposed tariff exempts state agencies from the proposed late payment charge. BellSouth denies the remainder of the allegations set forth in Paragraph 13 of the Complaint.

14. Paragraph 14 of the Complaint does not allege facts to which a response is required.

15. BellSouth denies the allegations set forth in Paragraph 15 of the Complaint.

16. BellSouth denies the allegations set forth in Paragraph 16 of the Complaint.

17. BellSouth denies the allegations set forth in Paragraph 17 of the Complaint.

18. BellSouth denies the allegations set forth in Paragraph 18 of the Complaint.

19. BellSouth denies the allegations set forth in Paragraph 19 of the Complaint.

20. BellSouth denies the allegations set forth in Paragraph 20 of the Complaint.

21. BellSouth denies the allegations set forth in Paragraph 21 of the Complaint.

22. BellSouth denies the allegations set forth in Paragraph 22 of the Complaint.

23. BellSouth denies that proposed Tariff No. 99-00574 constitutes a price increase.

BellSouth further denies that the filing of proposed Tariff No. 99-00574 requires BellSouth to either "show the amount and source of any alleged subsidy to local basic exchange service from other rates" or reduce any rates.

24. BellSouth denies the allegations set forth in Paragraph 24 of the Complaint.

25. BellSouth denies the allegations set forth in Paragraph 25 of the Complaint.

26. BellSouth admits that §§ 65-4-122 and 65-4-204 say what they say. BellSouth denies that either statute prohibits BellSouth from implementing its proposed Tariff No. 99-00574.

27. BellSouth admits that §§ 65-4-122 and 65-4-204 say what they say. BellSouth denies that either statute prohibits BellSouth from implementing its proposed Tariff No. 99-00574.

28. BellSouth denies the allegations set forth in Paragraph 28 of the Complaint.

29. BellSouth denies the allegations set forth in Paragraph 29 of the Complaint.
30. BellSouth denies the allegations set forth in Paragraph 30 of the Complaint.
31. BellSouth denies the allegations set forth in Paragraph 31 of the Complaint.
32. BellSouth denies the allegations set forth in Paragraph 32 of the Complaint.
33. BellSouth denies the allegations set forth in Paragraph 33 of the Complaint.
34. BellSouth denies the allegations set forth in Paragraph 34 of the Complaint.
35. BellSouth denies the allegations set forth in Paragraph 35 of the Complaint.
36. BellSouth denies that the CAD is entitled to any of the relief requested in the Complaint.
37. Any allegations that are not expressly admitted herein are denied.

WHEREFORE, having fully answered, BellSouth prays that the Authority dismiss the CAD's Complaint and enter its Order approving BellSouth's proposed Tariff No. 99-00574.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

By: 

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CERTIFICATE OF SERVICE

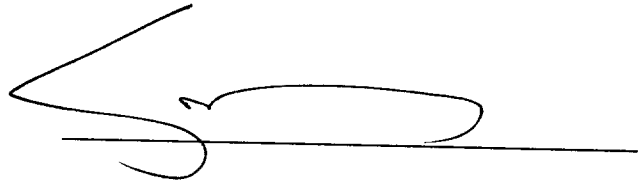
I hereby certify that on November 1, 1999, a copy of the foregoing document was served on the parties of record, via the method indicated:

- ☒ Hand
- ☐ Mail
- ☐ Facsimile
- ☐ Overnight

Richard Collier, Esquire
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

Vincent Williams, Esquire
Consumer Advocate Division
426 Fifth Avenue North, 2nd Floor
Nashville, Tennessee 37243

A handwritten signature in black ink, appearing to read 'Vincent Williams', is written over a horizontal line.